

**STOCKBRIDGE SELECT BOARD MEETING MINUTES**  
**Thursday, January 12, 2023**  
**6:30 p.m.**  
**ZOOM MEETING - TOWN OFFICES, 50 MAIN STREET**

**Present:**

Patrick White, Chuck Cardillo, Jamie Minacci and Mike Canales

**Call to Order:**

Patrick called the meeting to order and began with the Pledge of Allegiance.

**Announcements by board member**

Jamie noted that the BRTA will have free transportation beginning mid-February; with a nominal fee.

Patrick noted that Senator Mark will hold a meet and greet this February in the Selectmen's Meeting room.

**Special Permit Hearing for the property of Scott and MaryAnn N Goodell located at 15 Lake View Drive**

Patrick made a motion that they open the hearing to consider the application for a special permit hearing of Scott and MaryAnn N Goodell for property located at 15 Lake View Drive and waive the reading of the notice and to incorporate the notice into the minutes of the meeting. Chuck seconded; Aye Patrick, Aye Chuck, Aye Jamie.

Notice:

BOARD OF SELECTMEN  
TOWN OF STOCKBRIDGE  
50 MAIN STREET  
STOCKBRIDGE, MA 01262  
SPECIAL PERMIT HEARING

Notice is hereby given that the Board of Selectmen, acting as a Special Permit Granting Authority, will hold a public hearing at the Stockbridge Town Offices and via Zoom Meeting, on Thursday, January 12, 2023 at 6:30 p.m. to consider the application for the property of Scott and MaryAnn N Goodell located at 15 Lake View Drive. The applicant is requesting authorization, pursuant to Section 6.1.2 of the Zoning Bylaws to allow the extension, alteration reconstruction or change of use of a nonconforming single-family dwelling. The property is in an R-2 zone.

The application is filed in the Town Clerk's Office where it can be reviewed.

Patrick stated that;

The following procedures will be followed:

- a) Testimony will be limited to the issues directly related to the subject matter.
- b) Only one person will be permitted to speak at a time.
- c) All discussion will go through the chair.
- d) All parties will conduct themselves civilly.
- e) Arguments between parties will not be permitted

Patrick turned the meeting over to the applicant's representative, Rob Akroyd from Greylock Design. Rob reviewed the application to add a new deck that does not encroach into the side or rear setbacks. They are in the process of replacing helical piers and adding new ones as well. Jamie was concerned that it would later become living space. Patrick had the same issue and read the proposed following condition:

Pursuant to Zoning Bylaw Section 6.1.2, the Select Board hereby grants the special permit for extension of a nonconforming structure, for construction of an unenclosed deck of 10' X 46' on the dwelling at 15 Lakeview Drive, subject to the following condition imposed pursuant to Section 6.1.6:

1. There shall be no further alteration or extension of the deck approved herein.

Per Section 6.3.10, The rights granted by this decision shall not take effect until the notice of decision, with the stamp showing that it has been filed with the Town Clerk, has been recorded in the Registry of Deeds, as required in M.G.L. c. 40A Section 11. This special permit shall lapse two (2) years from the date of decision if a substantial use or construction has not begun under the permit by such date, except for good cause as determined by the Select Board.

Patrick asked if the Board had any other questions. Hearing none, Patrick asked if anyone wished to speak in favor or opposition. John Hart from Con Com and Marie Raftery from Planning Board both said that they had not yet heard this project and Patrick said that this permit was being heard under the Selectmen's part for the structure. Hearing no other comments, Patrick moved that they close the evidentiary portion of the hearing and move to deliberation by the Board. Chuck seconded; Aye Patrick, Aye Chuck, Aye Jamie. Chuck made a motion to accept the application with the condition; Jamie read: There shall be no further alteration or extension of the deck approved herein. Patrick moved that they approve with the single condition read by Jamie. Chuck seconded; Aye Patrick, Aye Chuck, Aye Jamie.

Patrick made a motion to close the hearing. Chuck seconded; Aye Patrick, Aye Chuck, Aye Jamie.

#### Public Comment

Michael Roisman suggested that the Finance Committee be elected rather than appointed by the Town Moderator. He said that Gary Johnston has been the Town Moderator for over 40 years and he did not feel that the Finance Board should be appointed by the same person for that length of time. He asked that the Board put a Warrant Article on this for Town Meeting. As a public comment, the Board could not comment but choose to place this item on a future agenda.

Harold French spoke to Veterans in Town and said that they are running out of Veterans. He felt that a different approach will need to be looked at for the future of the parade. Patrick said they will put this on an agenda in March.

Harold also said that he met with Michael and Hugh Page last year about the side walk near the Grange on Church Street; interfering with the drainage as well as some trees on the street that need to be addressed. Harold also stated that many non-profits in Town house their employees and questioned that these houses should not be tax exempt. He also said that they are looking at an environmental disaster in this area with the increased cost of waste. He also asked that the dog waste bags be removed as bags are left all over.

Take action on minutes for October 17<sup>th</sup>, October 22<sup>nd</sup>, November 10<sup>th</sup>, and December 8<sup>th</sup>

Chuck made a motion that they accept the minutes, Jamie seconded; all were in favor.

Thank you for PILOT (Payment In Lieu of Taxes) Payments:

- Berkshire Taconic Foundation: \$1,000
- St. Paul's Church: \$500

The Board expressed their thanks.

Take action on appointments:

- Review and select a candidate for the Berkshire Hills Regional School District School Committee in conjunction with the two existing School Committee members from candidates who have submitted their names.

Patrick noted that the Town needed another resident appointed to the School Committee. Peter Dylan said that three people expressed their interest and the Selectmen and two remaining School District members would appoint. The residents are: Bill Vogt, Sarah Tonetti and Joanna Lenski. Patrick asked Jason St. Peter and Corey Sprague their thoughts. Jason said he felt they were all good candidates but felt Sarah is his choice. Corey agreed. Chuck said he recommended Bill Vogt. Jamie also said that she was leaning toward Bill. Patrick said that with the possible South Berkshire merger, we would have a totally different make-up of the school board in 2024 and financial knowledge is important. He was also leaning towards Bill. Chuck made a motion to appoint Bill Vogt to the open School Committee seat. Jamie seconded. Aye Chuck, Aye Jamie, Jason opposed, Corey opposed, Aye Patrick. Bill Vogt appointed 3 yes, 2 no.

Update and discussion of issues related to Stockbridge Munsee Band of Mohicans

Rick Wilcox and Rich Bradway joined the discussion. Patrick said that the tribe has indicated they would like to have a formal ceremony to have the documents transferred. Relating to the Indian Burial ground it was discovered that there is no known owner of the parcel; heirs of Oliver Partridge own the property. Attorney Lori Robbins said that the ultimate goal would be to get the land back to the local Munsee tribe. The tribe would like to have a local agent of the property. Chuck asked Lori Robbins to come up with an expense cost as

she offered her services pro bono to assist with the litigation. Patrick also suggested having a Stockbridge Munsee liaison committee to handle these issues. Rich asked the Board to first discuss the possibility of a committee with the tribe and understand that there is tribal protocol; two groups that govern differently.

Discuss Community Preservation/CPC funding priorities of the Select Board and/or its members

Ideas discussed:

Funding expense cost related to Indian Burial Ground parcel.

Water park funds – need to update open space recreational plan (possibly using ARPA funds)

Mike said that the Town has a number of CPC projects to complete on the Town side and does not know of any large-scale projects; they have the Bullard Woods one; with Conservation to plant trees at the transfer station.

Patrick mentioned funding for Pine Woods repair project.

Patrick said that Roxanne was going to speak at their SBSC meeting on if there is any lake funding to go out for. Patrick said he would report back.

Discuss APRA funding priorities

Mike said that ARPA funds need to be committed by December 31, 2023 and expended by December 31, 2024; one year to appropriate and use it all in two years. There is \$382,000 remaining after committing to Tri-Town Health food program: \$33,600 (have expended \$16,800); co-responder program with the Police Department: \$42,000; essential pay for the tri town workers: \$2,400; essential pay for Town Hall workers: \$83,000; second zoom group: \$4,300 and \$16,000 commitment for BCAC for weatherization.

Appoint Mark Mills to Affordable Housing Trust Fund

Patrick made a motion to appoint Mark Mills to the Affordable Trust Fund. Jamie seconded; all were in favor.

**Adjournment:**

With no further business, Chuck adjourned the meeting.

Please see <https://ctsbtv.org/government-channel-1303/> to view the full meeting.